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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
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10/568,188

10/10/2008

Christoph Ruegg

126750

8024

27049 7590 11/25/2011  
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EXAMINER

AHMAD, CHARISSA L

ART UNIT

PAPER NUMBER

3635

NOTIFICATION DATE

DELIVERY MODE

11/25/2011

ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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|---------------------------------|------------------|---|---------------------|
| 10/568,188                      | 10 October, 2008 | RUEGG ET AL.                                      | 126750              |

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|---|--|----------------|----------|
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|   |  | CHARISSA AHMAD |          |
|   |  | ART UNIT       | PAPER    |
|   |  | 3635           | 20111115 |

DATE MAILED:

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**Commissioner for Patents**

The timely submission under 37 CFR 1.129(a) filed on 8/19/2011 is not fully responsive to the prior Office action because in the response to the election/restriction requirement, Applicant indicated the election of the Species of Figure 1 with traverse, but failed to identify which claims are encompassed by this elected species. Since the submission appears to be a *bona fide* attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a). If a notice of appeal and the fee set forth in 37 CFR 1.17(e) were filed prior to or with the payment of the fee set forth in 37 CFR 1.17(r), the payment of the fee set forth in 37 CFR 1.17(r) by applicant is construed as a request to dismiss the appeal and to continue prosecution under 37 CFR 1.129(a). The appeal stands dismissed.

/Robert J Canfield/  
for Eileen Lillis, SPE of Art Unit 3635

/Charissa Ahmad/  
Examiner, Art Unit 3635